

REMARKS

Applicants have amended their claims in order to further clarify the definition of various aspects of the present invention. Specifically, Applicants have amended claim 1 to insert a comma after “water”, and to recite that an averaged particle diameter of the “water-soluble composition” is 110 nm or smaller. Note, for example, page 26, lines 15-19, of Applicants’ specification; see also page 29, lines 4-9 thereof.

In addition, Applicants are adding new claims 14-16 to the application. Claim 14, an independent claim, recites a water-soluble composition including the same components (A) – (D) as set forth in claim 1, and additionally recites that an average particle diameter of the (A) coenzyme Q₁₀ in the water-soluble composition is 110 nm or smaller. Note, for example, page 13, lines 11-14, of Applicants’ specification. Claims 15 and 16, each dependent on claim 14, respectively further define the average particle diameter, consistent with the description on page 13, lines 11-14, of Applicant s’ specification.

The rejection of claims 1-13 under the second paragraph of 35 USC 112, set forth in Item 3 on page 2 of the Office Action dated August 8, 2007, is noted. Applicants have amended claim 1 to insert a comma after “water”, in the last line of claim 1; and have further amended claim 1 to clarify the averaged particle diameter, consistent with the description on pages 26 and 29 of Applicants’ specification, as referred to previously. In view of these amendments to claim 1, it is respectfully submitted that the rejection of claims under the second paragraph of 35 USC 112 is moot. That is, it is respectfully submitted that claim 1 as presently amended is clear with respect to the averaged particle diameter.

In addition, noting claims 14-16, it is respectfully submitted that these claims

are sufficiently definite under the second paragraph of 35 USC 112, including in light of issues raised by the Examiner in Item 3 on page 2 of the Office Action dated August 8, 2007.

In view of the foregoing comments and amendments, reconsideration and allowance of all claims presently in the application are respectfully requested.

To the extent necessary, Applicants hereby petition for an extension of time under 37 CFR 1.136. Kindly charge any shortage of fees due in connection with the filing of this paper, including any extension of time fees, to the Deposit Account of Antonelli, Terry, Stout & Kraus, LLP, Account No. 01-2135 (case 396.45083X00), and please credit any overpayments to such Deposit Account.

Respectfully submitted,

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